

**UNITED STATES DISTRICT COURT  
SOUTHERN DIVISION OF TEXAS  
HOUSTON DIVISION**

**DARIN DUNCAN,**

) (

**Plaintiff,**

) (

**CIVIL ACTION NO.: 4:09-CV-00715**

**V.**

) (

**UNIVERSITY OF TEXAS HEALTH  
SCIENCE CENTER at HOUSTON,**

) (

) (

**Defendant.**

**ORDER ON MOTION FOR PARTIAL DISMISSAL**

On this day came on to be considered the University of Texas Health Science Center at Houston's Motion for Partial Dismissal and the responses thereto and the motion is DENIED.

DATE:

\_\_\_\_\_, 2009

**HONORABLE EWING WERLEIN, JR, PRESIDING  
UNITED STATES DISTRICT COURT JUDGE  
SOUTHERN DISTRICT OF TEXAS, HOUSTON**